

GOVERNMENT OF IRELAND BILL.

RETURN to an Order of the Honorable The House of Commons,
dated 25 July 1893;—for,

COPY "of Clauses 27 and 28 of the Government of Ireland Bill, showing the Amended Form in which the Clauses are proposed by the Government."

CLAUSE 27.

(1.) ALL existing judges of the Supreme Court, county court judges, and Land Commissioners in Ireland, and all existing officers serving in Ireland in the permanent civil service of the Crown and receiving salaries charged on the Consolidated Fund of the United Kingdom, shall, if they are removable at present on address from both Houses of Parliament, continue to be removable only upon such address, and if removable in any other manner shall continue to be removable only in the same manner as heretofore; and shall continue to receive the same salaries, gratuities, and pensions, and to be liable to perform the same duties as heretofore, or such duties as Her Majesty may declare to be analogous, and their salaries and pensions shall be paid out of the Exchequer of the United Kingdom, and all sums so paid shall be repaid to that Exchequer from the Irish Exchequer: Provided that this section shall be subject to the provisions of this Act with respect to the Exchequer judges.

A.D. 1893.

As to existing judges and other persons having salaries charged on the Consolidated Fund.

(2.) If any of the said judges, commissioners, or officers retires from office with the Queen's approbation before completion of the period of service entitling him to a pension, Her Majesty may, if she thinks fit, grant to him such pension, not exceeding the pension to which he would on that completion have been entitled, as to Her Majesty seems meet.

(3.) This section shall apply to existing officers serving in Ireland in the permanent civil service of the Crown, who although receiving salaries out of money provided by Parliament, are removable only for misconduct or incapacity.

CLAUSE 28.

"(1.) All existing officers in the permanent civil service of the Crown, who are not above provided for, and are at the appointed day serving in Ireland, shall after that day continue to hold their offices by the same tenure, and to receive the same salaries, gratuities, and pensions, according to the scale of the class to which they belong, and to be liable to perform the same duties as heretofore or such duties as the committee hereinafter mentioned declare to be analogous; and during the period of five years after the passing of this Act (in this section and the Fifth Schedule referred to as the transitional period) the said gratuities and pensions shall be awarded by the Treasury, and the gratuities and pensions so awarded, and the said salaries shall be paid to the payees by the Treasury out of the Exchequer of the United Kingdom.

As to persons holding civil service appointments.

"(2.) Any such officer shall during the transitional period hold office unless he—

"(a.) leaves the service on a medical certificate, or under the existing rules as to age, or is dismissed for misconduct or incapacity; or

"(b.) is removed upon an abolition of office or re-organisation of department which does not involve the appointment of any new officer; or

"(c.) resigns under this section ; or

"(d.) is required by the Irish Government to retire ;

"Provided that—

"(i.) Six months written notice of resignation under this section of required retirement, or shall, unless it is otherwise agreed, be given by the officer or by the Irish Government, as the case requires ; and

"(ii.) before the end of the transitional period such number of officers only shall be required to retire or shall resign under this section at one time and at such intervals of time as the Treasury, in communication with the Irish Government, sanction ; so, however, that a notice to resign under this section given by an officer shall, unless withdrawn, operate at the end of the transitional period if he has not sooner left the service ; and

"(iii.) an officer resigning under this section shall show that he is not incapacitated by mental or bodily infirmity for the performance of his duties, and that he will not be required under the existing rules as to age to retire before the end of the transitional period, and otherwise he shall not be entitled to any further gratuity or pension than he would have been entitled to if he had left the service on a medical certificate.

"(3.) Upon any such removal or resignation under this section, or required retirement, there may be awarded to the officer by the Treasury a gratuity or pension in accordance with the Fifth Schedule to this Act, and for that purpose his service shall be reckoned as if it had continued to the end of the transitional period, or to any earlier date at which under the existing rules as to age he will be required to retire.

"(4.) If any such officer is serving in a capacity which qualifies him for a pension under the Superannuation Act, 1859, and continues to hold office after the end of the transitional period, the Treasury may within three months after the end of that period, award him a pension in accordance with the Fifth Schedule to this Act, which shall become payable to him on his ultimate retirement from the service of the Crown.

"(5.) The gratuities and pensions awarded in pursuance of this section shall be paid by the Treasury to the payees out of the Exchequer of the United Kingdom.

"(6.) All sums paid out of the Exchequer of the United Kingdom in pursuance of this section shall be repaid to that Exchequer from the Irish Exchequer.

"(7.) This section shall not apply to officers retained in the service in Ireland of the Government of the United Kingdom, except that this section shall apply to the clerical staff of the Royal Irish Constabulary, with the substitution of the Treasury for the Irish Government.

"(8.) Where an officer though not in the permanent civil service is in the public service of the Crown, then—

"(a) if he devotes his whole time to the duties of his office, this section shall apply to him in like manner as if he were in the permanent civil service ; and

"(b) if he does not so devote his whole time, and is removed from his office for any cause other than incapacity or misconduct, he may apply to the Treasury, who may award him compensation for loss of office in accordance with the Fifth Schedule to this Act.

"(9.) This section shall apply to petty sessions clerks and to officers in the registry of petty sessions clerks in like manner as to officers in the permanent civil service of the Crown, with the exceptions that any payment in pursuance of this section to any such clerk or officer, shall be made out of the fund out of which the pension of such clerk or officer is payable, instead of out of the Exchequer of the United Kingdom, and that in considering

considering the amount of gratuity or pension, regard shall be had to the amount of the fund.

" (10.) For the purpose of determining finally all questions which may arise during the transitional period as to the rights of the officers or any of them under this section there shall be appointed a committee, consisting of *A.B.*, the chairman, and *C.D.*, and one other person to be nominated after the appointed day by the Executive Committee of the Irish Privy Council. Any vacancy which may arise among the persons named in this section may be filled by Her Majesty under her Royal sign-manual, and any vacancy which may arise from the death or resignation of the person nominated by the Executive Committee may be filled by that Committee.

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COPY of Clauses IV and VI of the Government of
Ireland Bill, showing the amended Form to which
the Clauses are proposed by the Government.

(With *Table Merley*.)

Printed, by the Order of Command, at the Presses
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